

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 581 OF 2006

Iqbal Munaf Sayed. ...Applicant
V/s.
The State of Maharashtra. ...Respondent

Shri Jayesh Bansilal Kocheta for Applicant.
Shri Y.S. Shinde, APP for the State.

CORAM : V.M. KANADE, J.

DATED : MARCH 10, 2006

P.C. :-

. The applicant was arrested in connection with an offence registered at Wanawadi Police Station, Pune, vide C.R.No.142/2005, under Section 302 read with Section 34 of the IPC.

2. Learned Counsel for the applicant states that the genetic of the offence has not been revealed by the prosecution witnesses. It is submitted that the applicant has suffered with number of injuries for which he was to be admitted in the hospital soon after the incident. It is submitted that, therefore, on account of non-expression of the injuries witnessed by the prosecution, the applicant may be released on bail. He further submitted that the chargesheet has been filed and that after the applicant was discharged from the

hospital, he is not getting proper treatment and therefore, on medical ground also, the application for bail may be allowed.

3. Learned APP has invited my attention to the number of cases which are pending against the present applicant. The record indicates that as many as 26 cases are pending against the present applicant. All these cases are in respect of serious cognisable offences.

4. Considering the antecedents of the applicant, this is not a fit case for grant of bail because the applicant, if released, is likely to tamper with the evidence and threaten the witnesses.

5. However, the Superintendent of Jail is directed to get the applicant examined through the Civil Surgeon and the Civil Surgeon is directed to give proper medical treatment to the applicant and also prescribe the necessary medicines in order to ensure that his good health within a short period of time.

. Application is rejected.

(V.M. Kanade, J.)